

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER  
TO THE BOARD OF APPEALS

Applicant(s): Walter Henry Günzburg and Robert Michael Saller

Serial No.: 08/808,827 Group Art Unit: 1631

Filed: February 28, 1997 Examiner: J.S. Brusca

Confirmation No.: 6837

For: Non Self-Inactivating, Expression Targeted Retroviral Vectors

CERTIFICATE OF MAILING	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Assistant Commissioner for Patents, P.O. Box 2327, Arlington, VA 22202	
on 11-5-02	<i>Jenine Crump</i>
Date	Signature
<i>Jenine Crump</i>	
Typed or printed name of person signing certificate	

Assistant Commissioner for Patents  
Box AF  
P.O. Box 2327  
Arlington, VA 22202

Sir:

Applicant hereby appeals to the Board of Appeals from the decision dated May 6, 2002 of the Primary Examiner finally rejecting claims 1, 5, 7, 9-26, 28, 29, and 31-101. The item(s) checked below are appropriate:

- ☒ Applicant hereby petitions to extend the time for filing a Notice of Appeal in response to the Office Action Made Final dated May 6, 2002 for three month(s) from August 6, 2002 to November 6, 2002.
- ☐ A  month extension of time to respond to the Office Action Made Final dated  was filed on  with payment of a \$ fee.  
☐ Applicant hereby petitions for an additional  month extension of time to respond to the Office Action Made Final.
- ☐ A Request for Oral Hearing before the Board of Patent Appeals and Interferences is being filed concurrently herewith.

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320.00 OP  
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1631  
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01 FD:1253  
02 FD:1401

## 4. Fees are submitted for the following:

<input checked="" type="checkbox"/>	Extension of Time for three month(s)	\$	920
<input type="checkbox"/>	Additional Extension of Time:		
	Fee for Extension ([ ] mo.)	\$	
	Less fee paid ([ ] mo.)	- \$	
	Balance of fee due	\$	0
<input checked="" type="checkbox"/>	Notice of Appeal	\$	320
<input type="checkbox"/>	Other	\$	
		TOTAL	\$ 1240

## 5. The method of payment for the total fees is as follows:

- ☒ A check in the amount of \$1,240.00 is enclosed.
- ☐ Please charge Deposit Account No. 08-0380 in the amount of \$[ ].

Please charge any deficiency or credit any overpayment in the fees that may be due in this matter to Deposit Account No. 08-0380. A copy of this document is enclosed for accounting purposes.

Respectfully submitted,

HAMILTON, BROOK, SMITH, REYNOLDS, P.C.

By

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Date:

November 5, 2002